

Commissioner's Record No. 27

MADISON COUNTY, NEBRASKA

BOARD OF EQUALIZATION

Madison, Nebraska

September 10, 2024

The Board of Equalization of Madison County, Nebraska met at 9:00 A.M.

Advance notice of meeting was published in the Wednesday, September 4, 2024, edition of The Norfolk Daily News and posted on the Madison County website. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Vice Chairman Eric Stinson called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Eric Stinson, Ronald Schmidt, and Troy Uhlir, County Clerk Anne Pruss, and County Assessor Jeff Hackerott.

Motion made by Uhlir and seconded by Schmidt to approve the agenda for the meeting. Roll call vote: Ayes, Stinson, Schmidt, and Uhlir. Nays, none. Motion carried.

Motion made by Uhlir and seconded by Schmidt to approve the minutes of September 4, 2024 meeting. Roll call vote: Ayes, Stinson, Schmidt, and Uhlir. Nays, none. Motion carried.

County Assessor Jeff Hackerott submitted the following tax list corrections:

TAX LIST CORR #	DATE	NAME	MAILING ADDR	REASON FOR CORRECTION	ADD TO TAX LIST	DEDUCT FROM TAX LIST	PROPERTY TYPE
4178	9/6/2024	JOHNS DISPOSAL INC	PO BOX 1552, NORFOLK, NE 68701	TAX ACCEL-SOLD BUSINESS 6/30/2024	1,067.54		PP-BUS
4179	9/6/2024	5TH ST EQUIPMENT LLC	PO BOX 992, MADISON, NE 68748	2021 T.L. CORR-EQUIP NOT REPORTED	3,042.90		PP-BUS
4180	9/6/2024	5TH ST EQUIPMENT LLC	PO BOX 992, MADISON, NE 68748	2022 T.L. CORR-EQUIP NOT REPORTED	2,613.34		PP-BUS
4181	9/6/2024	5TH ST EQUIPMENT LLC	PO BOX 992, MADISON, NE 68748	2023 T.L. CORR-EQUIP NOT REPORTED	2,345.16		PP-BUS
4182	9/6/2024	5TH ST EQUIPMENT LLC	PO BOX 992, MADISON, NE 68748	2022 T.L. CORR-EQUIP NOT REPORTED	889.24		PP-BUS
4183	9/6/2024	5TH ST EQUIPMENT LLC	PO BOX 992, MADISON, NE 68748	2023 T.L. CORR-EQUIP NOT REPORTED	637.86		PP-BUS
4184	9/6/2024	AKRS EQUIP SOLUTIONS INC	643 FALLBROOK BLVD, STE 200, LINCOLN	2021 T.L. CORR-EQUIP NOT REPORTED	273.64		PP-BUS
4185	9/6/2024	AKRS EQUIP SOLUTIONS INC	643 FALLBROOK BLVD, STE 200, LINCOLN	2022 T.L. CORR-EQUIP NOT REPORTED	257.08		PP-BUS
4186	9/6/2024	AKRS EQUIP SOLUTIONS INC	643 FALLBROOK BLVD, STE 200, LINCOLN	2023 T.L. CORR-CLERICAL ERROR	515.88		PP-BUS
4187	9/6/2024	BAUER/JAMES & TINA	84540 534 AVE, TILDEN, NE 68781-8033	2021 T.L. CORR-EQUIP NOT REPORTED	113.58		PP-AG
4188	9/6/2024	BAUER/JAMES & TINA	84540 534 AVE, TILDEN, NE 68781-8033	2022 T.L. CORR-EQUIP NOT REPORTED	176.94		PP-AG
4189	9/6/2024	BAUER/JAMES & TINA	84540 534 AVE, TILDEN, NE 68781-8033	2023 T.L. CORR-EQUIP NOT REPORTED	415.24		PP-AG
4190	9/6/2024	CAVU AIR LLC-DAN SPRAY	123 N 4TH ST, NORFOLK, NE 68701-4068	2023 T.L. CORR-EQUIP DISPOS'D-REFUND		461.02	PP-BUS

After discussion, a motion was made by Schmidt and seconded by Uhlir to approve the foregoing tax list correction as submitted. Roll call vote: Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

The Board of Equalization adjourned at 9:03 A.M to Tuesday, October 8, 2024 at 9:00 A.M.

ATTEST:



County Clerk Anne M. Pruss

Eric Stinson, Chairman
County Board of Equalization

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

September 10, 2024

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:30 A.M.

Advance notice of meeting was published in the Wednesday, September 4, 2024 edition of The Norfolk Daily News and posted on the Madison County website. A copy of said notice was provided to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed.

Following a moment of Silence and the Pledge of Allegiance to the flag of the United States of America, Chairman Troy Uhlir called the meeting to order and notified the public of the copy of the Open Meetings Act posted in the meeting room.

Present: Commissioners Ronald Schmidt, Eric Stinson, and Troy Uhlir, County Clerk Anne Pruss, and County Highway Superintendent Richard Johnson. Norfolk Daily News reporter Austin Svehla and WJAG reporter Paul Hughes were present.

Commissioner Stinson read the following consent agenda items into the record:

- 1) Approval of minutes of August 27, 2024
- 2) Authorize implementation of wage increase for County employees during the pay period which includes October 1, 2024

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- 3) Approval of receipt of Public Official Bond of Doug Denney as Clerk/Treasurer of Sanitary and Improvement District #9
- 4) Award of contract in the amount of \$350,530.60 to Midwest Coatings Co., Inc., for Project No. C-59-891 Boone County Line

Motion made by Schmidt and seconded by Stinson to approve the consent agenda for the meeting. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Schmidt to approve the regular agenda for the meeting. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Uhlir to recess and move to District Court Room #1 to discuss zoning regulations for Wind Turbines and Wind Turbine Moratorium. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Schmidt to reconvene in District Court Room #1. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

The Commissioners discussed the potential changes to wind turbine regulations, focusing on setbacks, noise, and decommissioning. Ron Schmidt questioned the appropriateness of changing regulations, while Heather McWhorter explained the historical process and reliance on peer-reviewed research. Concerns were raised about health and safety, particularly for children, and the need for longer setbacks. The group debated the feasibility of extending setbacks to one mile and the implications of a moratorium. They also discussed the bonding and decommissioning processes, emphasizing the need for legal and practical considerations. Approximately 45 citizens were in attendance.

Motion made by Schmidt to extend setbacks to one mile for non-participating landowners. No second was made, motion failed.

Commissioner Schmidt questioned the appropriateness of changing regulation or making the recommendations to the zoning board and Ms. McWhorter explained the process involves making a motion and trusting the zoning board's decisions. Mr. Schmidt asked about the standards used for setbacks, including peer-reviewed research and industry standards. Ms. McWhorter mentioned that the standards were based on a study of surrounding states and local regulations. Mr. Schmidt expressed his concerns about the lack of mention of health, safety, and welfare in the minutes and Ms. McWhorter clarified that health and welfare are often assumed in discussion, especially for livestock. Mr. Schmidt highlights the absence of health, safety, and welfare concerns in the wind tower discussions and Mr. McWhorter mention that a \$250 fee for investing complaints which was set by the Board of Commissioners.

Commissioner Schmidt asked about the unchangeable aspects of a Conditional Use Permit (CUP) and the possibility of changing the setback and Planning and Zoning Administrator Heather McWhorter explained that the setback are established in the zoning regulation and cannot be changed by the Zoning Board. Chairman Uhlir explained the process of handling individual zoning permits and the potential for adjusting setbacks based on specific concerns. Mr. Schmidt questioned the potential for taller towers and the need for increased setbacks and Ms. McWhorter and Mr. Uhlir discussed the industry trend of larger generators and the potential for increased setbacks. Mr. Schmidt emphasized the need for setbacks that reflect taller heights to ensure safety and Ms. McWhorter and Mr. Uhlir agreed that the process will address these concerns during the CUP process.

Commissioner Schmidt asked about the process for changing the decommissioning and bonding requirements and Ms. McWhorter clarified that decommissioning and bonding are separate issues, with decommissioning following the established regulations with the bond amount and the frequency of updated that will be included in the CUP.

After further discussion the following motion was made.

Motion made by Stinson and seconded by Uhlir to cease Wind Turbine Moratorium. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Schmidt and seconded by Uhlir to recess to the Commissioners meeting room. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Schmidt to reconvene in the Commissioners meeting. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

County Highway Superintendent Richard Johnson ask the board to provide and consider the selection of asphaltic overlay projects for 2024-2025 fiscal year. After a lengthy discussion the board agreed to have the following road selections be considered: 839th between 538th and 536th (2 miles), 839th between 549th and 552nd (3 miles), 840th between 549th and 551st (2 miles), and 554th between 837th and 839th (2 miles). Mr. Johnson stated that he would put together the appropriate documents to begin the process.

No action taken.

The following written reports and correspondence were reviewed:

- 1) Fund Balance report
- 2) District Court fee report, August, 2024
- 3) Register of Deeds fee report, August, 2024

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The following claims were audited:

	GENERAL FUND	
Total Net Payroll		198,193.15
Advanced Correctional Healthcare	Medical Treatment, County Jail	12,707.88
Mark D Albin	Legal Services, County Court	1,112.02
Albracht Disposal Inc.	Garbage, Courthouse	57.68
Allstate Benefits	Insurance Premiums	521.35
American Family Life Assurance Co.	Insurance Premiums	820.48
Appeara	Towel Agreement, Public Defender	53.58
Appeara	Towel and Mop Agreement, Courthouse	113.30
Appeara	Towel Agreement, County Jail	214.80
Arkfeld Lock & Security LLC	Repairs, Courthouse	125.00
Black Hills Energy	Heating Fuels, Courthouse	128.87
Black Hills Energy	Heating Fuels, County Jail	286.66
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	6,080.18
Bob Barker Company Inc.	Uniforms, County Jail	77.99
Bomgaars Supply Inc.	Supplies, Noxious Weeds	12.98
Brogan Lampli PC LLO	Legal Services, Juvenile Court	3,030.42
Maria Izabel Chavez	Interpreting Services, Public Defender	225.00
Cintas	Law Enforcement Supplies, County Jail	47.72
City Of Madison	Utilities, Public Defender	185.07
City Of Madison	Utilities, Courthouse	3,028.71
City Of Madison	Utilities, County Jail	4,795.66
Clerk Of The Supreme Court	District Court Costs	129.00
Colonial Life & Accident Insurance	Insurance Premiums	215.11
Constellation Newenergy Gas Div. LLC	Heating Fuels, Courthouse	11.55
Constellation Newenergy Gas Div. LLC	Heating Fuels, County Jail	26.98
Copple Rocky Schlecht & Mason PC	Legal Services, Juvenile Court	288.78
Courtesy Ford Lincoln Mercury	Repairs, County Sheriff	1,319.15
Covert Track Group Inc.	Subscription, County Sheriff	600.00
Credit Management Services Inc.	Garnish of Wages	609.20
Crowne Plaza Kearney	Lodging, County Assessor	449.85
Cubby's Inc.	Fuel, Extension Office	92.90
DAS State Accounting-Central Finance	Teletype Service, County Sheriff	268.80
DAS State Accounting-Central Finance	Teletype Service, County Jail	268.80
Dent Specialists LLC	Repairs, County Sheriff	104.40
Department Of Correctional Services	Medical Treatment, County Jail	784.87
Candace Downey	Notary Charges, Probation Office	70.00
Eakes Inc.	Printer and Repairs, County Clerk	455.00
Eakes Inc.	Printer and Repairs, Election Commission	455.00
Eakes Inc.	Office Supplies, District Judge	59.09
Eakes Inc.	Copier Contract and Office Supplies, County Attorney	784.72
Eakes Inc.	Office Supplies, County Sheriff	344.87
Eakes Inc.	Copier Contract, Juvenile Accountability	89.24
Eakes Inc.	Office Supplies, County Jail	109.88
Eakes Inc.	Copier Contract and Office Supplies, Probation Office	2,448.51
Elkhorn Rural Public Power District	Utilities, Communications	121.35
Elkhorn Valley Bank & Trust	Health Savings Account	55.00
First Concord Benefits Group	Insurance Premiums	6,335.78
Floor Maintenance and Paper Supply	Janitorial Supplies, Courthouse	76.40
Floor Maintenance and Paper Supply	Law Enforcement Supplies, County Jail	186.00
Galls LLC	Uniforms, County Jail	198.96
Generation Consultants LLC	Code Messaging, Communications	89.97
Gregg Hanson	Postage and Subscription, Veterans Service Office	69.68
Hollman Media	Website Costs	50.00
Hometown Leasing	Rental, Probation Office	558.55
Tracy Kaczor	Jail Supplies, District Judge	443.20
Aaron Kolm	Uniforms, County Jail	160.00
Madison County Clerk	Tax Deposit and Retirement	106,479.08
Madison County Clerk Of District Court	Civil Process Fees, District Court	1,874.00
Madison County Court	Civil Process Fees, County Court	2,513.00
Madison County Sheriff	Civil Process Fees, County Court	389.90
Madison County Sheriff	Civil Process Fees, District Court	691.50
Madison County Treasurer	Blue Cross Blue Shield Reimbursement	322.96
Madison County Treasurer	Title Fee, County Sheriff	15.00
Madison National Life Insurance Co.	Insurance Premiums	456.18
McKesson Medical-Surgical	Medical Treatment, County Jail	242.78
MEbulbs	Janitorial Supplies, County Jail	1,866.14
Menards	Supplies, Planning and Zoning	67.35
Menards	Supplies, Courthouse	33.87
Menards	Janitorial Supplies, County Jail	43.96
Menards	Janitorial Supplies, Noxious Weeds	2.38
Microfilm Imaging Systems Inc.	Data Processing Costs, District Court	12.00
MIPS Inc.	Data Processing, County Clerk	682.01

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MIPS Inc.	Data Processing, Register of Deeds	243.94
Nationwide Retirement Solutions	Deferred Compensation	1,413.85
NE State Fire Marshall/Boiler Div.	Inspections, Courthouse	72.00
NE State Fire Marshall/Boiler Div.	Inspections, County Jail	72.00
Nebraska Child Support Pymt Center	Garnish of Wages	257.08
Nebraska Department Of Revenue	Assessor's Training School, County Assessor	270.00
Norfolk Daily News	Publication Costs, County Offices	186.55
Northeast Ne Juvenile Services Inc.	Board of Prisoners, Juvenile Detention	5,445.00
O'Reilly Auto Parts	Repairs, County Sheriff	61.46
One Office Solution	Office Supplies, County Clerk	34.01
One Office Solution	Office Supplies, County Assessor	5.54
One Office Solution	Office Supplies, Election Commission	34.01
One Office Solution	Office Supplies, County Sheriff	68.99
One Office Solution	Office Supplies, County Attorney	250.00
One Office Solution	Office Supplies, County Jail	46.50
One Office Solution	Furniture, Probation Office	1,214.00
One Office Solution	Copier Contract, Veterans Service Office	12.15
Pathology Medical Services	Medical Treatment, County Jail	80.57
Perez Interpreting LLC	Interpreting Services, Public Defender	1,100.00
Michael D Petersen	Contract Services, Community Based Grant	150.00
Precision Technology Inc.	Equipment, Planning and Zoning	21.00
Presto-X	Contract Services, Public Defender	78.31
Anne M Pruss	Meals, County Clerk	123.85
Radiology Consultants PC	Medical Treatment, County Jail	28.00
Renner Auto Body	Repairs, County Sheriff	1,005.65
Maria Nieves Salavera	Mileage, Community Based Grant	20.10
Security Shredding Services	Shredding Services, Probation Office	200.00
Seiler Instrument & Mfg. Co.	Subscription, County Sheriff	399.00
Short Stop	Fuel, County Sheriff	128.52
Stratton Delay Doele Carlson Buettner	Legal Services, County Court	437.00
Summit Food Service LLC	Inmate Meals, County Jail	6,594.66
Thomson Reuters West	Law Library, Public Defender	475.76
U-Save Pharmacy Of Norfolk Inc.	Medical Treatment, County Jail	84.26
University Of Nebraska-Haskell Ag	Registration, Extension Office	115.00
US Corporate Bank System	Office Supplies, Juvenile Accountability	28.74
Verizon Wireless	Cell Phone Service, Extension Office	308.45
Verizon Wireless	Cell Phone Service, Noxious Weeds	58.89
Verizon Wireless	Cell Phone Service, Community Based Grant	110.82
Vision Service Plan	Insurance Premiums	716.30
Wex Bank	Fuel, County Sheriff	3,768.16
Wex Bank	Fuel, County Sheriff	1,130.85
Zelle LLC	Human Resource Consulting	5,151.42
Zodiac Properties LLC Midwest Bank	Rental, Probation Office	12,253.21
	Total General Claims with Payroll	410,096.80

ROAD BRIDGE FUND

Total Net Payroll		36,446.07
General Parts Distribution LLC	Parts	21.89
Akrs Equipment Solutions, Inc.	Parts and Repairs	1,145.35
Albracht Disposal Inc.	Garbage	28.00
Allstate Benefits	Insurance Premiums	76.37
American Family Life Assurance Co.	Insurance Premiums	391.96
Appeara	Towel and Uniform Service	690.96
ARL Credit Services	Garnish of Wages	215.62
Battle Creek Light & Power	Utilities	317.80
Bauer Built Inc.	Tire Repair	177.00
Black Hills Energy	Heating Fuels	228.45
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	1,761.21
Edward Bomar	Mail Box Repair	1,730.00
Bomgaars Supply Inc.	Shop Supplies	1,445.80
Carhart Lumber Company	Shop Supplies	3.79
Choice Foods	Shop Supplies	15.52
City Of Newman Grove	Utilities	74.25
Colonial Life & Accident Insurance	Insurance Premiums	665.24
Constellation Newenergy Gas Div. LLC	Heating Fuels	65.33
Credit Management Services	Garnish of Wages	211.36
Culligan	Contract Services	93.90
Dale R Johnson Ent Inc.	Gravel	24,588.75
Elite Door LLC	Repairs	606.46
Elkhorn Rural Public Power District	Utilities	26.00
Battle Creek Farmers Cooperative NS	Fuel	3,787.14
Fastenal Company	Shop Supplies	98.08
Filtercare Of Nebraska LLC	Repairs	33.00
First Concord Benefits Group	Insurance Premiums	2,008.10

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Graham Tire Company	Tire Repair	2,902.00
Grubb Grinding	Repairs	5,412.00
Hotsy Equipment Company	Repairs	391.38
Island Supply Welding Company	Shop Supplies	29.76
Kimball Midwest	Shop Supplies	117.75
Knife River Midwest LLC	Asphalt	2,614.00
Lawson Products	Shop Supplies	219.83
Madison County Clerk	Tax Deposit and Retirement	18,633.42
Madison National Life Insurance Co.	Insurance Premiums	111.00
William M. Marx	Parts and Repairs	199.68
Matheson Tri-Gas Inc.	Shop Supplies	815.97
Matteo Sand & Gravel Co. Inc.	Gravel	69.05
Mead Holding Company Inc.	Shop Supplies	17.75
Meisinger Oil Co. Inc.	Fuel	10,717.34
Menards	Shop Supplies	102.92
Murphy Tractor & Equipment Co. Inc.	John Deere Motor Grader Purchase	277,000.00
Nationwide Retirement Solutions	Deferred Compensation	1,225.00
Nebraska Harvestore Systems	Parts and Repairs	47.77
Nextlink Internet	Internet Service	15.00
NMC Exchange LLC	Repairs	2,404.09
GNM LLC	Parts and Tools	1,720.88
Chris Kallhoff	Repairs	497.00
Pinkelman Truck & Trailer	Parts and Repairs	3,546.31
Powerplan	Parts	337.53
Dejen LLC	Fuel	4,892.41
Rdo Truck Centers LLC	Parts	13.15
Road Builders Machinery & Supply Co.	Parts and Repairs	12,556.30
Sapp Bros Norfolk	Repairs	711.45
Seals & Service Inc.	Parts	80.00
Sioux City Truck Sales Inc.	Parts	91.54
Teeco Inc.	Contract Services	62.45
Truck Center Co.	Fuel, Parts, and Repairs	15,282.51
Vision Service Plan	Insurance Premiums	167.43
Weldon Parts Inc.	Parts	114.65
Zoubek Oil Co. Inc.	Fuel	8,719.99
	Total Road Bridge Claims with Payroll	448,792.71
FEDERAL AID SECONDARY FUND		
A & R Construction Inc.	Capital Outlay Projects	993,339.49
Barco Municipal Products Inc.	Traffic Control	734.85
	Total Federal Aid Secondary Fund	994,074.34
VISITORS PROMOTION FUND		
Norfolk Area Visitors Bureau	Administration Fees	14,500.00
	Total Visitors Promotion Fund	14,500.00
VISITORS IMPROVEMENT FUND		
Norfolk Area Visitors Bureau	Administration Fees	15,605.27
	Total Visitors Improvement Fund	15,605.27
ROD PRESERVATION & MODERNIZATION FUND		
MIPS Inc.	Data Processing	582.24
	Total ROD Preservation & Modernization Fund	582.24
LAW ENFORCEMENT OPERATING FUND		
Dept Of Correctional Svcs	Safekeeper	5,601.70
Egan Supply Co.	Supplies	631.88
Encartele Inc./Cidnet	Supplies	300.00
Floor Maintenance and Paper Supply	Janitorial Supplies	970.24
Sterling Commissary LLC	Commissary	108.25
	Total Law Enforcement Operating Fund	7,612.07
DRUG COURT FUND		
Matthew McManigal	Incentives	85.00
Norfolk Family YMCA	Incentives	5,000.00
Jay B Putters	Incentives	70.00
US Corporate Bank System	Incentives	188.18
	Total Drug Court Fund	5,343.18
	Total Claims with Payroll	1,896,606.61

Motion was made by Uhlir and seconded by Stinson to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, Stinson, and Uhlir. Nays, none. Absent, Schmidt. Motion carried.

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The Board adjourned at 11:42 A.M. to Tuesday, September 24, 2023 at 9:30 A.M.

ATTEST:



County Clerk Anne M. Pruss

Troy Uhlir, Chairman
County Board of Commissioners